one of the Land Feoords of Frederick County, as will fully appear from a certified copy of said deed herewith filed as a part hereof, marked Exhibit No.1,3 acres,1 rood and 8 square perches of land, more or less, having been conveyed by the said Amanda C. Budel, widow, to Margie E. Poffinberger, wife of Reno B. Poffinberger, by deed dated May 29, 1914, and recorded in Liber H. W.B. No. 308, Folio 583, one of the Land Records of Frederick County, as wilb fully appear by a certififed copy of which deed, marked Exhibit "A", also a right of way was conveyed by the said Amanda C. Budel, widow, to the said Margie E. Poffinberger, wife of Reno B. Poffinberger, by deed dated July 9, 1914, and recorded in Liber H. W.B. No. 310, Folio 87, one of the Land Records of Frederick County, as will fully appear from a certified copy of said deed, masked Exhibit "B", together with all other exhibits hereifter filed is prayed may be taken and considered as a part of this Bill. leaving 1 rood and 8 sq.ps, as above.

- 2. That the said Tyson D. Dubel, late husband of the said Amanda C. Dubel, departed this life on April 19,1907, leaving a last Will and testament dated April 9th, 1907, and which was duly admitted to probate by the Orphans Court for Frederick County, Maryland, and which is found recorded in Liber W.B.C. No. 1, Folios 406 and 407, one of the Will Records in the office of the Register of Wills for Frederick County, a duly certified copy of which is herewith filed as a part hereof and marked Exhibit No. 2, wherein the said Tyson D. Dubel attempted to devise said real estate heretofore mentioned, which was conveyed to the said Tyson D. Dubel and Amanda C. Dubel, as tenants by the entireties, but which said attempted devise passed no title to said property.
- 3. That at the time of the death of the said Amanda C. Dubel, she left surviving children as her heirs at law.viz;-
- (1) A daughter, Ada R. Gaver, who is the wife of Harry S. Gaver, both adults, residing in Carroll county, State of Maryland.
- (2) A daughter, Orpha L. Ford, who is the wife of John C. Ford, both of whom are adults, residing in Frederick County, State of Maryland.
- (3) A daughter, Eva M. langdon, who is the wife of John R. Langdon, both of whom are adults, residing in Frederick County, State of Maryland.
- (4) A daughter, L. Buhrl Wilhide, who is the wife of Paul S. Wilhide, both of whom are adults, residing in Frederick County, State of Maryland.
- (5) A daughter, Ruth P. Dubel, who is an adult and single, residing in Frederick County, State of Maryland.
- (6) A Son, Omer J. Dubel, who is the husband of Geraldine Dubel, both of whom are adults, residing in Frederick County, State of Maryland.
- (7) And the children of a deceased daughter, Sallie N. Grossnickle, who departed this life on March 21, 1922, leaving surviving her a husband, Herbert A. Grossnickle, and the following children;
- (a) Ernest D. Grossnickle, born May 23, 1911, Richeard E. Grossnickle, born March 13, 1913, Grace P. Grossnickle, born February 15, 1915, Eillie C. Grossnickle, born February 21, 1917, and Harriet R. Grossnickle, born February 9, 1920, infants, residing in Frederick County, State of Maryland, to whom the said real estate descended as tenants in common.
- 4. That the said real estate is not susceptible of partition without great loss and injury to the parties entitled to interests therein, as above stated, and that in order to make division of said interests, as above stated, and that in order to make division of said interests, it will be necessary that said real estate be sold, and the proceeds thereof, after the payment of all costs, divided amongst the parties according to their respective interests.

To the end therefore.

FIRST. That a decree may be passed for the said of the said real estate.